

**City of Somerville
Licensing Commission**

**Senior Center
Tufts Administration Building
167 Holland Street**

Meeting rescheduled from March 16, 2015

**Wednesday
April 15, 2015
7:00 p.m.**

Communications

1. Notice of Cancellation of Hearing from The Department of the State Treasurer, Alcoholic Beverages Control Commission for:

Galwegan Inc. d/b/a/ The Burren
247 Elm St.
Somerville, MA 02144
License #: 113000010
Originally Scheduled for 12/18/2014
- 1a. Advisory from Alcoholic Beverages Control Commission (“ABCC”) regarding Powdered Alcohol
2. Legendary Restaurant Group notifying the Commission of an Event hosted by Legoland at Legoland Discovery Center at Assembly Row for an adult networking event on December 17, 2014 from 6:00PM-9:00PM (Alcoholic Beverages served from Legendary Restaurant Group, LLC, Caterer) * This event was held last year, in December 2014, notification was received prior to the event, however, no Licensing Commission Meeting was held in December 2014. January 28, 2015 and February 18, 2015 Meetings were cancelled and rescheduled (due to snow and lack of time to get Agenda and Open Meeting Law posting done in a timely manner)
3. Legendary Restaurant Group notifying the Commission of an Event hosted by Legoland at Legoland Discovery Center at Assembly Row for an adult networking event on January 21, 2015 from 6:00PM-9:00PM (Alcoholic Beverages served from Legendary Restaurant Group, LLC, Caterer) * This event was held in January 2015, notification was received prior to the event, however, no Licensing Commission Meeting was held in December 2014. January 28, 2015 and February 18, 2015 Meetings were cancelled and rescheduled (due to snow and lack of time to get Agenda and Open Meeting Law posting done in a timely manner)

- 3a. Legendary Restaurant Group notifying the Commission of an Event hosted by Legoland at Legoland Discovery Center at Assembly Row for an adult networking event on March 18, 2015 from 6:00PM-9:00PM (Alcoholic Beverages served from Legendary Restaurant Group, LLC, Caterer)
4. Discussion of Proposed Amendment to the Licensing Commission Rules and Regulations regarding the Sale of “Nips” by Cory Mashburn
5. Aguacate Verde, 13 Elm St notifying the Commission that they will be closed down from April 1 to April 15 due to traveling for business purposes

Common Victualler’s License

6. Top Speed Pizza Coffee & Subs LLC
8 Highland Ave.
Nayan S. Patel
7. Caprese Pizzeria N Grill
516 B Medford St.
Edith A. Rodriguez
8. Fu Xing Ge Inc. d/b/a Yumi
263 Elm St.
Sing Cheung

Common Victualler’s License – Change of D/B/A

- 8a. Pao de Acucar Market requesting approval to change d/b/a to Mineirao One Stop Mart
57 Union Sq.
Francisco Silva

Special Alcohol License

9. Project Smile, 25 Highland St., Hopedale, MA requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Fashion Show, to be held at 450 Artisan Way at Assembly Row, 2nd Floor, on May 1, 2015 from 6:30pm – 8:30pm
10. Hellenic Assoc. of Somerville d/b/a Dormition of Virgin Mary Greek Orthodox Church, 29 Central St., requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Fund Raiser – 100th Dinner Dance, to be held in the upper hall, on April 25, 2015 from 6:00pm – 12:00am

11. Canal Street Market, LLC, 1310 Broadway requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for a Spring Food and Beer Garden, to be held at 301 Canal St. at Assembly Row, March 17,18,19,20,21,22,23,25,26,27,28,29,30, 2015 and April 1,2,3,4,5,7,8,9,10,11,12,14,15,16,17,18,19, 2015 from 11:00am – 12:00am
12. Food Truck Festivals of America, 214 Lincoln St., Ste 300, Allston, MA requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for Streats/Somerville Streats, to be held at Powderhouse Park (inside the park) on Tuesday June 2,9,16,23,30, 2015, July 7,14,21,28, 2015 and August 4,11,18,25, 2015 from 5:00pm to 8:00pm
13. Food Truck Festivals of America, 214 Lincoln St., Ste 300, Allston, MA requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for Streats/Somerville Streats, to be held at Powderhouse Park (outside the park) on Tuesday June 2,9,16,23,30, 2015, July 7,14,21,28, 2015 and August 4,11,18,25, 2015 from 5:00pm to 8:00pm
- 13a. Somerville Open Studios, P.O. Box 442115, Somerville MA requesting approval of a Special Alcohol License for the purpose of dispensing and selling alcoholic beverages for an Art Show Opening, to be held at 1 Westwood Rd. on Thursday, April 23, 2015 from 7:00pm to 9:00pm

Wine and Malt Restaurant License

City Owned License – Non Transferable Change of D/B/A

14. 74 LTD, Inc. d/b/a Snappy Sushi, 420 Highland Ave., requesting approval for a Change of D/B/A from Snappy Sushi to Snappy Ramen

All Forms Alcoholic Beverages
7 Day Restaurant

City Owned License – Non Transferable Change of Hours

15. Legal Sea Food, LLC d/b/a Legal on the Mystic, 301 Great River Rd., requesting approval for a Change of Hours from 11:30 am on Mondays through Sundays to 10:00 am on Mondays through Sundays

City Owned License – Non Transferable Change in LLC Managers

16. Legal Sea Food, LLC d/b/a Legal on the Mystic, 301 Great River Rd., requesting approval for an Addition of Manager (New Manager of LLC) of Matthew J. Chanin

City Owned License - Pledge of Stock, Transfer of Stock & LLC Member Change

17. River Bar, LLC d/b/a River Bar, 661 Assembly Row requesting approval for a Pledge of Stock, Transfer of Stock & LLC Member Change from Kenneth Kelly to Kenneth Kelly Trust
18. Rockwell Restaurant Group, LLC d/b/a Foundry on Elm, 255 Elm St. requesting approval for a Pledge of Stock, Transfer of Stock & LLC Member Change from Kenneth Kelly to Kenneth Kelly Trust

City Owned License – Non Transferable Change in D/B/A

19. Young Mi Kim d/b/a Bibim, 243 Elm St. requesting approval for a D/B/A change from Bibim to Miju

Privately Owned License - Alteration of Licensed Premises, Pledge of License, Pledge of Stock, Transfer of Stock & New Stockholder

20. Prospect Hill Properties, Inc. d/b/a The Independent, 75 Union Sq. requesting approval for an Alteration of Licensed Premises, Pledge of License, Pledge of Stock, Transfer of Stock & New Stockholder from Kenneth Kelly to Kenneth Kelly Trust

Privately Owned License - Alteration of Licensed Premises, Pledge of License, Pledge of Stock, Transfer of Stock, New Stockholder & Change of Hours

21. Union Square Group, Inc. d/b/a Brass Union, 70 Union Sq. requesting approval for an Alteration of Licensed Premises, Pledge of License, Pledge of Stock,

Transfer of Stock, New Stockholder & Change of Hours from Kenneth Kelly to Kenneth Kelly Trust from Kenneth Kelly to Kenneth Kelly Trust

Privately Owned License – Change of Hours

22. Mirabella, Inc. d/b/a Pescatore, 158 Boston Ave., requesting approval for a Change of Hours from opening at 12:00 pm on Sundays to 10:00 am on Sundays

Entertainment Licenses

Privately Owned License – Entertainment License

23. DemApples, LLC d/b/a Two Three Zero, 230 Somerville Ave. requesting approval for an Entertainment License consisting of Entertainment by Performers and Entertainment by Devices

Farmers Series Pouring Permit – Entertainment License

24. Bantam Cider Company, 230 Somerville Ave. requesting approval for an Entertainment License consisting of Entertainment by Performers

Entertainment Licenses (No Alcohol)

25. Fu Xing Ge Inc. d/b/a Yumi, 263 Elm St. requesting approval for an Entertainment License consisting of Entertainment by Devices
26. Jay Umiya Maa Inc. d/b/a Which Wich Superior Sandwiches, 410 Artisan Way requesting approval for an Entertainment License consisting of Entertainment by Devices

M.G.L.c. 138 Section 15 Off Premises Retail Licensees Sunday Opening Time Allowed at 10:00AM

27. VEID Corporation, d/b/a O'Brian's Liquors, 158 Highland Ave. requesting approval of a change in hours for Sunday Opening Time at 10:00am

28. Contan Discount Liquors, Inc., 115 Alewife Brook Pkwy requesting approval of a change in hours for Sunday Opening Time at 10:00am
29. Majota, Inc., d/b/a Crowley's Liquors, Inc., 152A Boston Ave. requesting approval of a change in hours for Sunday Opening Time at 10:00am
30. Prashant, LLC d/b/a Seven Hills Wine & Spirits, 288-290 Beacon St. requesting approval of a change in hours for Sunday Opening Time at 10:00am
31. H & M Spirits, Inc. d/b/a/ Somerville Wine & Spirits, 235 A Highland Ave. requesting approval of a change in hours for Sunday Opening Time at 10:00am
32. New Reliable Market, Inc., 45 Union Sq. requesting approval of a change in hours for Sunday Opening Time at 10:00am
33. Neighborhood Liquor Inc. d/b/a Liquor Zone, 163 – 165 Washington St. requesting approval of a change in hours for Sunday Opening Time at 10:00am

VIOLATION

34. Mike's Bar Inc. d/b/a Parise's, 97 Washington St. to show cause why the All Forms Alcoholic Beverages 7 Day Restaurant, Common Victualler and Entertainment License issued to the above-referenced establishment should not be modified, suspended or revoked, or the hours during which sales of alcoholic beverages may be made reduced, for alleged violation of Massachusetts General Laws Chapter 138 §§ 12, 23 and 64 and Somerville Licensing Commission Rule 1.09e., 1.13a., and 1.14b to wit:

Somerville Licensing Commission Rule 1.09.e. – When any noise, disturbance, misconduct, disorder, act or activity occurs in the licensed premises, or in the area in front of or adjacent to the licensed premises, or in any parking lot provided by the licensee for the use of its patrons, which in the judgment of the Commission adversely affects the protection, health, welfare, safety or repose of the residents of the area in which the licensed premises are located, or results in the licensed premises becoming the focal point for police attention, or is offensive to public decency, the licensee may be held in violation of the license and subject to proceedings for suspension, revocation or modification of the license.

Somerville Licensing Commission Rule 1.13.a. – Licensees shall make all reasonable and diligent efforts to ensure that illegal activities do not occur at the

licenses premises. Such efforts may include, but are not limited to: (5) calling for police assistance as necessary to protect patrons against injury or to evict unruly patrons or to uncover unlawful conduct or to give medical assistance and providing police with requested information;

Somerville Licensing Commission Rule 1.14.b. – Licensees shall call the police and an ambulance and take all other reasonable steps to assist patrons and persons who are injured in or on the licensed premises or whose injuries have occurred outside the premises but have been brought to the attention of the licensee.

204 CMR 2.05(2) - No licensee for the sale of alcoholic beverages shall permit any disorder, disturbance or illegality of any kind to take place in or on the licensed premises. The licensee shall be responsible therefor, whether present or not.